

May 23, 1973

SENATOR WHITNEY: Mr. President and members of the Legislature, I would like to ask Senator Warner a question please.

PRESIDENT: Senator Warner, do you yield?

SENATOR WHITNEY: Now we have a present state aid to education law. Does this mean then that under the present formula, if we do not pass LB 472, that this would become an obligation and the State Board of Equalization would have to finance and fully fund the existing state aid to education law.

SENATOR WARNER: No it would not, Senator Whitney, because the language that exist in the current law does not require a...there is no procedure in it for anyone to transmit to the Board of Equalization the full dollar amount that would be required to fully fund the law and in no way would what you suggest happen.

SENATOR WHITNEY: Another question. We don't have...we are not passing some "A" bills this session. Would this amendment of yours mean that the "A" bills would become obligations and have to be financed and rates set by the State Board of Equalization to meet those requirements and those "A" bills that we are not passing this session of the Legislature?

SENATOR WARNER: No, they would not be considered. Again, Senator Whitney, as I stated initially, it requires that in the authorizing legislation that as of a certain date a given dollar amount is to be set aside or a given procedure has to be gone through and this in turn transmitted to the Board of Equalization in assessment and in the case of the state aid, there is no such qualification. I might throw out another thing to you, the, for example, personal property tax exemption was to be implemented this fall. When rates were sent last year, this was not taken into account and nor is there any procedure now on the books which would require them to take the increase that will be required a year..this..a year from now into account. It could be other legislation, the authorizing legislation had the necessary language but there is not the necessary language as far as the Board of Equalization is concerned.

SENATOR WHITNEY: Then, Senator Warner, are there any, let us say, new obligations that would arise which would require money to be appropriated by the State Board of Equalization as a result of your amendment.

SENATOR WARNER: Of this amendment?

SENATOR WHITNEY: Yes.

SENATOR WARNER: Well it would be true that the state aid bill that is up there is written to match this. It also would be true that the present personal property tax is written, it would need this amendment in order to fund it in the future. Those are the only two bills that I know of that carry that kind of

(End of Belt #14)